

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: :
 Julius HOROSZEWICZ :
 Serial No.: 07/202,869 : Group Art Unit: 182
 Filed: June 3, 1988 : Examiner: P. Hutzell
 For: MONOCLONAL ANTIBODIES TO : Attorney Do ~~ERFWFD~~ GROUP 180
 A NEW ANTIGENIC MARKER : 1101-086
 IN EPITHELIAL PROSTATIC :
 CELLS AND SERUM OF
 PROSTATIC CANCER
 PATIENTS

JUL 0 8 1991

SUPPLEMENTAL DECLARATION OF S. LESLIE MISROCK

Honorable Commissioner of Patents and Trademarks
 Washington, D.C. 20231

Sir:

I, S. Leslie Misrock, declare and state:

1. That I am the attorney of record in the captioned application in which I represent the inventor and Cytogen Corporation, present assignee of the application;

2. That on June 28, 1990, I deposited with the American Type Culture Collection (ATCC), International Depository Authority, 12301 Parklawn Drive, Rockville, Maryland 20852, in compliance with the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purpose of Patent Protection Procedure, on behalf of Cytogen Corporation, a cell line culture identified by the strain designation 7E11C5. The completed form and my letter requesting that an existing ATCC Safe Deposit be converted to one complying with the Budapest Treaty, are attached as Exhibit A.

3. That the cell line referred to in paragraph 2 is the same material identified in the captioned application, as filed.

CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on June 28, 1991

(Date of Deposit)

Samuel B. Adams

30,605

(Reg. No.)

June 28, 1991

(Date of Signature)

4. That the form received from the ATCC in connection with the deposit specified in paragraph 2, and attached as Exhibit B, refers incorrectly to the strain deposited as 7E11C.

5. That, on information and belief, the 7E11C5 cell line deposited on June 28, 1990, is the same as the 7E11C cell line referred to in Exhibit B by the ATCC.

I hereby declare further that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true and further I make these statements with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under §1011 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: June 28, 1991


S. Leslie Misrock

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